

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of : Armin Heckel, et al ) Art Unit: 1614  
U.S. Appln. No. : 10/624,983 ) Examiner: To Be Assigned  
Confirmation No. : 4832  
U.S. Filing Date : July 22, 2003  
Title of Invention : Indolinone derivatives substituted in the 6 position, the preparation thereof and their use as pharmaceutical compositions  
Attny. Docket No. : 1/1373

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

September 22, 2006

**TRANSMITTAL LETTER FOR SUPPLEMENTAL  
INFORMATION DISCLOSURE STATEMENT**

Sir:

Transmitted herewith concerning the subject application is an Information Disclosure Statement (Form 1449A/B) under 37 C.F.R. §§1.56 and 1.97, as more specifically described hereinbelow.

☒ 1.97(b). This Statement is being filed: i) within three (3) months of the filing date of a national application other than a continued prosecution application under 33 C.F.R. §1.53 (d); ii) within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application; iii) before the mailing of a first Office action on the merits; or iv) before the mailing of a first Office action after the filing of a request for continued examination under 37 C.F.R. §1.114.

☐ 1.97(c). This Statement is being filed after the time period specified in 37 C.F.R. §1.97(b), but before the mailing date of: i) a final action under 37 C.F.R. §1.113, ii) a notice of allowance under 37 C.F.R. §1.311, or iii) an action that otherwise closes prosecution in the application. This Statement is being accompanied by:

☐ A statement as specified in 37 C.F.R. §1.97(c) [see below]; or

☐ The fee set forth in 37 C.F.R. §1.17(p).

☐ The Commissioner is hereby authorized to charge payment of the \$180.00 fee set forth in 37 C.F.R. §1.17(p) to Deposit Account No. 02-2955.

☐ 1.97(d). This Statement is being filed after the period specified in 37 C.F.R. §1.97(c) but on or before payment of the issue fee. This Statement is accompanied by a statement as specified in 37 C.F.R. §1.97(e) [see below] and the fee set forth in 37 C.F.R. §1.17(p).

☐ 1.97(e).

☐ Each item of information contained in the instant information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of the instant information disclosure statement; or

☐ No item of information contained in the instant information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in the instant information disclosure statement was known to any individual designated in 37 C.F.R. §1.56(c) more than three (3) months prior to the filing of the instant information disclosure statement.

☐ The fee set forth in 37 C.F.R. §1.17(p).

☐ The Commissioner is hereby authorized to charge payment of the \$180.00 fee set forth in 37 C.F.R. §1.17(p) to Deposit Account No. 02-2955.

☐ 1.704(d). Each item of information contained in the accompanying information disclosure statement was first cited in any communication from a foreign patent office in a counterpart application, which communication was not received by any individual designated in section 1.56(c) more than thirty (30) days prior to the filing of the accompanying information disclosure statement.

☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 C.F.R. §1.16 and any patent application processing fees under 37 C.F.R. §1.17, or credit any overpayment of same, to Deposit Account No. 02-2955.

Respectfully submitted,

/Paula K. Wittmayer/

Paula K. Wittmayer, Reg. No. 53,785  
Attorney for Applicant(s)

Patent Department  
Boehringer Ingelheim Corp.  
900 Ridgebury Road, P.O. Box 368  
Ridgefield, CT 06877  
Tel: (203) 791-6692  
Date: September 22, 2006

is a collection of information unless it contains a valid OMB control number.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTD

### INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary.)

Sheet	1	of	2
-------	---	----	---

**Complete If Known**

Application Number	10/824,983
Filing Date	July 22, 2003
First Named Inventor	Armin HECKEL
Art Unit	1614
Examiner Name	To Be Assigned
Attorney Docket Number	1/1373

## U. S. PATENT DOCUMENTS

[illegible]

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines, Where Relevant Paragraphs or Relevant Figures Appear	†
		Country Code* Number* Serial Code* (if known)					
		WO2004009547		01-29-2004	BI Pharma GmbH & Co. KG		
		WO03026650		04-03-2003	Allergan, Inc.		
		WO03027102		04-03-2003	Allergan, Inc.		
		WO0056710		09-28-2000	Glaxo Group Limited		

Examiner Signature	Date Considered
-----------------------	--------------------

**EXAMINER:** In case of reference considered, whether or not citation is in conformance with MPPEP 809, Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPPEP 801.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the initials of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant to place a check mark here if English language version is attached.

Transalation is attached

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to be (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 42, 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and entering the information on the form to the USPTO. There will vary depending upon the individual case. Any comments, including suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. Do NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*if you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.*

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449B/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

**Complete if Known**

<b>Application Number</b>	10/624,983
<b>Filing Date</b>	July 22, 2003
<b>First Named Inventor</b>	Armin HECKEL
<b>Art Unit</b>	1614
<b>Examiner Name</b>	To Be Assigned
<b>Attorney Docket Number</b>	1/1373

Sheet	2	of	2
-------	---	----	---

### NON PATENT LITERATURE DOCUMENTS

[illegible]

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Completed. Please copy and forward to: **USPTO Application**  
 Application Number: **10/200,000** (Application Number) (optional) 2. Applicant to place a check mark here if English language Translation is attached.  
 This collection of information is required by 37 CFR 1.919 and 1.928. The information is required to obtain or maintain a benefit by the public which is to be used by the USPTO to process an application. Confidentiality is guaranteed by 35 U.S.C. 122 and 37 CFR 1.4. The collection is estimated to take 2 hours to complete.  
 including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any concerns  
 on the amount of time you require to complete this form either suggest or indicate the amount of time you require to complete this form. Please indicate the amount of time you require to complete this form. Please indicate the amount of time you require to complete this form.  
 Patent Office, U.S. Department of Commerce, Alexandria, VA 22313-1450. **DO NOT SEND FEE OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

*If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.*